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# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:  
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P.O. Box 1450  
Alexandria, VA 22313-1450

Application Number	09/841,730
Filing Date	April 24, 2001
First Named Inventor	Lee and McPherron
Art Unit	1632
Examiner Name	J.T. Weitach
Attorney Docket Number	JHU1470-3

**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.**

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

## 1. Submission required under 37 CFR 1.114

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. 1.116 previously filed on \_\_\_\_\_.  
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- iii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed
- i. ☒ Preliminary Amendment (17 pgs.)      iii. ☐ Information Disclosure Statement
- ☐ Affidavit(s)/Declaration(s)      iv. ☒ Other Exhibits A (11 pgs.); B (55 pgs. (double-sided)); C (13 pgs.); and D (8 pgs.)

## 2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☒ Other: Transmittal Letter (2 pgs. in dup.) and Return Receipt Postcard.

## 3. Fees

The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-1355.
- i. ☒ RCE fee required under 37 CFR 1.17(e)      08/12/2004 DTESSM1 00000009 09841730      385.00 OP
- ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)      01 FC:2801
- iii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed is Check No. 564486 in the amount of \$385.00 in payment of the **SMALL ENTITY** RCE fee.
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Richard J. Imbra	Registration No. (Attorney/Agent)	37,643
Signature		Date	August 9, 2004

## CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Name (Print/Type)	Gregory P. Austin	Date	August 9, 2004
Signature			

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PATENT  
Attorney Docket No.: JHU1470-3

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Lee and McPherron Art Unit: 1632  
Application No.: 09/841,730 Examiner: J.T. Woitach  
Filed: April 24, 2001 Confirmation No.: 6537  
Title: TRANSGENIC NON-HUMAN ANIMALS EXPRESSING A  
TRUNCATED ACTIVIN TYPE II RECEPTOR (Amended)

MAIL STOP RCE  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

PRELIMINARY AMENDMENT

Sir:

In connection with the Request for Continued Examination (RCE) filed herewith, and responsive to the Office Action mailed January 13, 2004, and the Advisory Action mailed July 9, 2004, entry of the amendment and reconsideration of the application in view of the amendment and following remarks are respectfully requested.

CERTIFICATION UNDER 37 CFR §1.8	
I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service with sufficient postage as first class mail on this date, August 9, 2004, in an envelope addressed to: MAIL STOP RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
<u>Gregory P. Austin</u> (Name of Person Mailing Paper)	
<u>Gregory P. Austin</u> (Signature)	<u>August 9, 2004</u> (Date)